

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE NURTURE BABY FOOD LITIGATION

Master File No. 1:21-cv-01217-MKV

This Document Relates to:
ALL ACTIONS

NOTICE OF SUPPLEMENTAL AUTHORITY

PLEASE TAKE NOTICE that Plaintiffs respectfully bring the following Supplemental Authority concerning a recent Memorandum Decision and Order dated September 6, 2024, filed in *In Re: Lindt & Sprüngli Dark Chocolate Litigation*, Case No. 1:23-cv-01186-AMD-JAM (E.D.N.Y.), to the Court's attention. The Memorandum Decision and Order denied Defendant Lindt & Sprüngli (USA), Inc.'s motion to dismiss the complaint pursuant to Fed. R. Civ. P. 12(b)(1) and 12(b)(6). This Supplemental Authority is in further support of Plaintiffs' Opposition to Defendant Nurture, LLC's Motion to Dismiss Plaintiffs' First Amended Consolidated Class Action Complaint [Dkt. 231], which is under submission. Attached hereto as Exhibit 1 is the Memorandum Decision and Order.

Dated: October 17, 2024

Respectfully submitted,

By: /s/ Lori G. Feldman
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Co-Lead Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on October 17, 2024, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system, which will send a notice of electronic filing to all counsel of record.

/s/ Lori G. Feldman
Lori G. Feldman